

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO

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IN RE: SONIC CORP. CUSTOMER : CASE NO. 1:17-md-2807  
DATA SECURITY BREACH : MDL No. 2807  
LITIGATION : ORDER  
(FINANCIAL INSTITUTIONS) : [Resolving Doc. 311]  
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JAMES S. GWIN, UNITED STATES DISTRICT JUDGE:

At the parties' January 28, 2021 conference, the Court granted Defendants leave to supplement their motion for summary judgment in light of class certification and the pending class opt-out period.<sup>1</sup> The Court moots the current pending summary judgment motion but incorporates the currently pending summary judgment together with the supplemental briefing. Defendant will not be required to refile the currently-filed summary judgement motion briefing.

Defendants are permitted to file a maximum-10-page supplemental brief by February 5, 2021. Plaintiffs must respond with a maximum-10-page supplemental brief by February 18, 2021.

The Court will defer oral arguments and a ruling on the supplemented motion for summary judgment until after the class opt-out period.

ITS IS SO ORDERED.

Dated: February 1, 2021

s/ James S. Gwin  
JAMES S. GWIN  
UNITED STATES DISTRICT JUDGE

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<sup>1</sup> Doc. 311; Doc. 359.